



Sen. Susan Garrett

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09500SB2014sam001

LRB095 14873 HLH 47374 a

1 AMENDMENT TO SENATE BILL 2014

2 AMENDMENT NO. _____. Amend Senate Bill 2014 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing
5 Section 5-12012.1 as follows:

6 (55 ILCS 5/5-12012.1)

7 Sec. 5-12012.1. Actions subject to de novo review; due
8 process.

9 (a) Any decision by the county board of any county, home
10 rule or non-home rule, in regard to any petition or application
11 for a special use, variance, rezoning, or other amendment to a
12 zoning ordinance adopted by the county board of any county,
13 home rule or non-home rule, shall be subject to de novo
14 judicial review as a legislative decision, regardless of
15 whether the process in relation thereto ~~of its adoption~~ is
16 considered administrative for other purposes. Any action

1 seeking the judicial review of such a decision shall be
2 commenced not later than 90 days after the date of the
3 decision.

4 (b) The principles of substantive and procedural due
5 process apply at all stages of the decision-making and review
6 of all zoning decisions.

7 (Source: P.A. 94-1027, eff. 7-14-06.)

8 Section 10. The Township Code is amended by changing
9 Section 110-50.1 as follows:

10 (60 ILCS 1/110-50.1)

11 Sec. 110-50.1. Actions subject to de novo review; due
12 process.

13 (a) Any decision by the township board of any township in
14 regard to any petition or application for a special use,
15 variance, rezoning, or other amendment to a zoning ordinance
16 ~~adopted by the township board of any township~~ shall be subject
17 to de novo judicial review as a legislative decision,
18 regardless of whether the process in relation thereto ~~of its~~
19 ~~adoption~~ is considered administrative for other purposes. Any
20 action seeking the judicial review of such a decision shall be
21 commenced not later than 90 days after the date of the
22 decision.

23 (b) The principles of substantive and procedural due
24 process apply at all stages of the decision-making and review

1 of all zoning decisions.

2 (Source: P.A. 94-1027, eff. 7-14-06.)

3 Section 15. The Illinois Municipal Code is amended by
4 changing Section 11-13-25 as follows:

5 (65 ILCS 5/11-13-25)

6 Sec. 11-13-25. Actions subject to de novo review; due
7 process.

8 (a) Any decision by the corporate authorities of any
9 municipality, home rule or non-home rule, in regard to any
10 petition or application for a special use, variance, rezoning,
11 or other amendment to a zoning ordinance ~~adopted by the~~
12 ~~corporate authorities of any municipality, home rule or~~
13 ~~non-home rule,~~ shall be subject to de novo judicial review as a
14 legislative decision, regardless of whether the process in
15 relation thereto ~~of its adoption~~ is considered administrative
16 for other purposes. Any action seeking the judicial review of
17 such a decision shall be commenced not later than 90 days after
18 the date of the decision.

19 (b) The principles of substantive and procedural due
20 process apply at all stages of the decision-making and review
21 of all zoning decisions.

22 (Source: P.A. 94-1027, eff. 7-14-06.)".